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**FAX RECEIVED**  
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GROUP 1600

**Facsimile Cover Sheet**

**To:** Gabriele E. Bugaisky, Ph.D.  
**Company:** United States Patent & Trademark Office  
**Location:** Washington, D.C.  
**Phone:** (703)308-4201  
**Fax:** (703)305-3014

**From:** Maria Laccotripe Zacharakis, Ph.D.  
**Phone:** (617) 227-7400  
**Fax:** (617) 742-4214  
**Case No.:** USSN: 09/174,937  
**Atty. Dkt. No.:** MNI-061RCE

**Date:** 08/23/02  
**Sent By:** JMS:mxh  
**Pages including this cover page:** 19

**Message:**

**Please ENTER AND DELIVER to Examiner Bugaisky at Group Art Unit 1653.**

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

Application Number	09/174,937
Filing Date	October 19, 1998
First Named Inventor	Rory A.J. Curtis
Group Art Unit	1653
Examiner Name	Bugaisky, G.
Attorney Docket No.	MNI-061RCE

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Request for Five-Month Extension of Time

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months. Fee under 37 CFR 1.17(i) required)
- b. ☒ Other Certificate of Limited Recognition Under 37 CFR §10.9(b)

## 3. Fees

The RCE fee under 37 CFR 1.17 (e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 12-0080
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Mana Laccotripe Zacharakis, Ph.D.	Registration No. (Attorney/Agent)	Limited Recognition Under 37 CFR §10.9(b)
Signature	<i>Mana Laccotripe</i>	Date	August 23, 2002

## Certificate of Facsimile Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, Box RCE, Washington, D.C. 20231 on the date set forth below.

By:

*Mana Laccotripe*  
Maria Laccotripe Zacharakis, Ph.D.  
Attorney for Applicant  
Limited Recognition Under 37 C.F.R. 10.9(b)

09/05/2002 09:17:11 00000003 120080 09174937  
Sale Ref: 00000003 DHH: 120080 09174937  
01 FC:128 1040.00 CH

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: Rory A.J. Curtis and M.  
Alexandra Glucksmann

RCE of Serial No.: 09/174,937

Filed: October 19, 1998

For: *ISOLATED PROTEINS AND NUCLEIC ACID  
MOLECULES HAVING HOMOLOGY TO THE NIP2  
PROTEIN AND USES THEREOF*

Attorney Docket No.: MNI-061RCE

Group Art Unit: 1653

Examiner: Gabriele E. Bugaisky, Ph.D.

Commissioner for Patents  
Box RCE  
Washington, D.C. 20231

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By:

August 23, 2002

Date of Signature

*Laccotripe*  
Maria Laccotripe Zacharakis, Ph.D.  
Attorney for Applicant  
Limited Recognition Under 37 C.F.R. 10.9(b)

**PRELIMINARY AMENDMENT**

Dear Sir:

Prior to examination of the above-identified patent application, please amend the  
application as follows.

In the Specification:

Please replace lines 3-10 at page 10 with:

*E1*  
*F1*  
--In another embodiment, a NIP2b, NIP2cL, and NIP2cS of the present invention is  
identified based on the presence of a "calcium-binding domain" in the protein or corresponding  
nucleic acid molecule. As used herein, the term "calcium-binding domain" includes a protein